

REGULATORY REVIEW AND EVALUATION ACT:

WORKPLANS FOR:

Subtitle 21 MENTAL HYGIENE ADMINISTRATION

Subtitle 22 DEVELOPMENTAL DISABILITIES ADMINISTRATION

Subtitle 23 VACANT

SUBMITTED BY:

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In accordance with State Government Article, §§10-132-1, Annotated Code of Maryland, the Secretary of Health and Mental Hygiene has certified to the Governor and the AELR Committee that a review of the following chapters would not be effective or cost-effective and therefore are exempt from the review process based on the fact that they were either initially adopted (IA) or comprehensively amended (CA) during the preceding 8 years:

Subtitle 21 Mental Hygiene Administration

- 10.21.04 Community Mental Health Programs (CMHP)—Group Homes for Adults... (CA: 10-5-98)
- 10.21.05 Aftercare Plans (Initially Adopted 12-14-98)
- 10.21.07 Therapeutic Group Homes (CA: 11-27-00)
- 10.21.16 CMHP —Application and Approval Processes (CA: 10-5-98)
- 10.21.17 CMHP—Definitions and Administrative Requirements (CA: 10-5-98)
- 10.21.20 CMHP—Outpatient Mental Health Clinics (CA: 11-16-98)
- 10.21.21 CMHP—Psychiatric Rehabilitation Programs (CA: 9-7-98)
- 10.21.22 CMHP—Residential Rehabilitation Programs (CA: 11-30-98)
- 10.21.24 Interagency Discharge Planning for Hospital Children & Adolescents (IA: 5-5-97)
- 10.21.25 Fee Schedule—MHS—Community-Based Program and Individual Practitioners (CA: 3-1-00)
- 10.21.26 CMHP—Residential Crisis Services (IA: 12-28-98)
- 10.21.27 CMHP—Respite Care Services (IA: 11-16-98)
- 10.21.28 CMHP—Mental Health Vocational Programs (MHVP) (IA: 7-9-01)

Subtitle 22 Developmental Disabilities Administration

- 10.22.01 Definitions (IA: 7-26-99)
- 10.22.02 Administrative Requirements for Licenses (IA: 7-26-99)
- 10.22.03 Procedures for License Denials and Disciplinary Sanctions (IA: 7-26-99)
- 10.22.04 Values, Outcomes, and Fundamental Rights (IA: 7-26-99)
- 10.22.05 The Individual Plan (IA: 7-26-99)
- 10.22.06 Family and Individual Support Services (FISS) Program Service Plan (IA: 7-26-99)
- 10.22.07 Vocational and Day Services Program Service Plan (IA: 7-26-99)
- 10.22.08 Community Residential Services Program Service Plan (IA: 7-26-99)
- 10.22.09 Resource Coordination Program Service Plan (IA: 7-26-99)
- 10.22.10 Behavior Support Services Program Service Plan (IA: 7-26-99)
- 10.22.11 Respite Services in the State Residential Center (SRC) (IA: 7-26-99)
- 10.22.17 Fee Payment System for Licensed Residential and Day Programs (IA: 7-1-98)
- 10.22.18 Community Supported Living Arrangements Payment System (IA: 10-30-00)

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
WORK PLAN FOR EVALUATION REPORT ON
COMAR 10.21.01 – 10.21.03; 10.21.06, 10.21.08 – 10.21.15; 10.21.18-10.21.19; 10.21.23

OBJECTIVES	ACTION STEPS	RESPONSIBLE PERSON	SCHEDULED COMPLETION DATE
I. Evaluate COMAR for the purpose of satisfying the requirement of State Government Article, §10-130 - 10-139, Annotated Code of Md.	1. Inventory affected regulations.	Stacey R. Diehl	July 1, 2003
	2. Procedures and methods to be used to ensure comments from public / stakeholders / other affected units.	Stacey R. Diehl	August 29, 2003
	A. To invite public comment on these regulations, the following procedures and methods will be used: 1. Publication of notice in the Maryland Register; 2. Posting of notice on the unit's website; 3. Posting notice on Division of State Document's website;		
	B. To ensure the participation of stakeholders in the review process, the following procedures will be used: The MHA will solicit the participation of stakeholders by posting notice of the review process on it's web site and by mail to representative organizations.		
	C. To ensure the participation in the review process of other units affected by the regulations, the following procedures will be used: The MHA will solicit participation of other units affected by the regulations by direct notification (mail, e-mail, and/or telephone).		
	3. Procedures for gathering and reviewing of: A. Any recent scientific information related to the regulations being reviewed, if applicable; B. Similar regulations adopted or repealed by other states or the federal government; and C. Other appropriate information, are as follows: The MHA will review similar regulations adopted/repealed by other states or the federal government and will review information on the current best or evidenced-based practices for mental health treatment.	Stacey R. Diehl	November 1, 2003
	4. Evaluate the need to retain, amend, or repeal each existing regulation based on the following criteria: A. Continue to be necessary for public interest; B. Continue to be supported by statutory authority and judicial opinions; C. Are obsolete or otherwise appropriate for amendment or repeal; D. Continue to be effective in accomplishing the intended purpose of the regulations; E. Impact on environmental hazards affecting the health of children and adequately protecting the health of children from environmental	Stacey R. Diehl	March 1, 2004

hazards consistent with the goal of Health-General Article, §13-1502; and
F. The information gathered under Action Steps 1 - 3.

II. Prepare report to the Administrative, Executive and Legislative Review (AELR) Committee	1. Consolidate information obtained from objective #1 above	Stacey R. Diehl	April 1, 2004
	2. Write draft report.	Stacey R. Diehl	April 15, 2004
	3. Coordinate executive reviews of draft report.	Stacey R. Diehl	May 1, 2004
	4. Consolidate review comments and prepare final report.	Stacey R. Diehl	June 1, 2004

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
WORK PLAN FOR EVALUATION REPORT ON COMAR:
10.22.12 Eligibility for and Access to Community Services for Individuals with DD
10.22.13 Admission of Individuals to State Residential Facilities Under the Jurisdiction of the DDA
10.22.14 Intensive Treatment Programs
10.22.15 Waiting List Equity Fund
10.22.16 Informal Hearings Under the Maryland Developmental Disabilities Law

OBJECTIVES	ACTION STEPS	RESPONSIBLE PERSON	SCHEDULED COMPLETION DATE
I. Evaluate COMAR for the purpose of satisfying the requirement of State Government Article, §10-130 - 10-139, Annotated Code of Md.	1. Inventory affected regulations.	Adrienne Rogers	May 15, 2003
	2. Procedures and methods to be used to ensure comments from public / stakeholders / other affected units.	Adrienne Rogers	
	A. To invite public comment on these regulations, the following procedures and methods will be used:		October 31, 2003
	1. Posting notice on the DDA website;		
	2. Posting notice on the DSD website;		
	3. Publication of notice in the Maryland Register;		
	B. To ensure the participation of stakeholders in the review process, the following procedures will be used:		September 30, 2003 - 1 st meeting
	Input groups will be developed for each of the affected chapters. These groups will be comprised of representative from stakeholders, DDA central and regional offices, the advocacy community and other individuals who have an interest. These groups will review each affected chapter and advise the DDA on all appropriate changes.		March 31, 2004 completion of review
	C. To ensure the participation in the review process of other units affected by the regulations, the following procedures will be used:		April 1, 2004
	Comments will be solicited from all affected units on proposed amendments.		
	3. Procedures for gathering and reviewing of: A. Any recent scientific information related to the regulations being reviewed, if applicable; B. Similar regulations adopted or repealed by other states or the federal government; and C. Other appropriate information, are as follows:	Adrienne Rogers	April 30, 2004
	A federal comparison study and a state survey will be conducted for relevant chapters.		
	4. Evaluate the need to retain, amend, or repeal each existing regulation based on the following criteria:	Adrienne Rogers	May 14, 2004
	A. Continue to be necessary for public interest;		
	B. Continue to be supported by statutory authority and judicial opinions;		
	C. Are obsolete or otherwise appropriate for amendment or repeal;		

- D. Continue to be effective in accomplishing the intended purpose of the regulations;
- E. Impact on environmental hazards affecting the health of children and adequately protecting the health of children from environmental hazards consistent with the goal of Health-General Article, §13-1502; and
- F. The information gathered under Action Steps 1 - 3.

II. Prepare report to the Administrative, Executive and Legislative Review (AELR) Committee	1. Consolidate information obtained from objective #1 above	Adrienne Rogers	May 19, 2004
	2. Write draft report.	Adrienne Rogers	May 24, 2004
	3. Coordinate executive reviews of draft report.	Adrienne Rogers	May 28, 2004
	4. Consolidate review comments and prepare final report.	Adrienne Rogers	June 1, 2004